

Attorney's Docket No. 1759-PAT

COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION OR CIP)

As a below-named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type: (check one applicable item below)

- ☒ original
- ☐ design
- ☐ supplemental

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application do not check next item; check appropriate one of last three items.

- ☐ national stage of PCT

NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR C-I-P.

- ☐ divisional
- ☐ continuation
- ☐ continuation-in-part (C-I-P).

INVENTORSHIP IDENTIFICATION

WARNING: If the inventors are each not the inventors of all the claims, an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

A METHOD OF KILLING ORGANISMS AND REMOVALOF TOXINS IN ENCLOSURES

...SPECIFICATION IDENTIFICATION

the specification of which:

(complete (a), (b) or (c))

(a) ☒ is attached hereto.

(b) ☐ was filed on _____ as

☐ Serial No. _____ or

☐ Express Mail No., as Serial No. not yet known _____
and was amended on _____ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

(c) ☐ was described and claimed in PCT International No. _____ filed on _____ and as amended under PCT Article 19 on _____ (if any).

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37, Code of Federal Regulations § 1.56,

(also check the following items, if desired)

☐ and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and

☐ In compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international applications(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

- (d) ☒ no such applications have been filed.
- (e) ☐ such applications have been filed as follows.

NOTE: Where item (c) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below and make the priority claim.

**PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION
AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)**

COUNTRY (or indicate if PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)
(34 U.S.C. § 119(e))**

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER

FILING DATE

____ / _____

____ / _____

____ / _____

**CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S)
UNDER 35 U.S.C. 120**



The claim for the benefit of any such applications are set forth in the attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN-PART (C-I-P) APPLICATION.

ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

NOTE: If the application filed more than 12 months from the filing date of this application is a PCT filing forming the basis for this application entering the United States as (1) the national stage, or (2) a continuation, divisional, or continuation-in-part, then also complete ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR C-I-P APPLICATION for benefit of the prior U.S. or PCT application(s) under 35 U.S.C. § 120.

POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

FRANK D. GILLIAM
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San Diego, CA 92111

REG NO. 26,548

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REG NO. 22,276

DONN K. HARMS
4565 Ruffner Street, Ste. 200
San Diego, Ca 92111

REG. NO. 38,911

(check the following item, if applicable)

☐ Attached, as part of this declaration and power of attorney, is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

SEND CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:

FRANK D. GILLIAM
4565 Ruffner Street, Ste. 200
San Diego, CA 92111

FRANK D. GILLIAM
Tel (619) 292-0901
Fax (619) 292-0905

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.

Full name of sole or first inventor DAVID HEDMAN
Inventor's signature [Signature]
Date 5/20/99 Country of Citizenship United States of America
Residence 7750 Sulphur Mountain Road, Ojai, California 93023
Post Office Address 7750 Sulphur Mountain Road
Ojai, CA 93023

Full name of second joint inventor, if any TROY SEARS
Inventor's signature [Signature]
Date _____ Country of Citizenship United States of America
Residence 4582 Da Vinci Street, San Diego, California 92130
Post Office Address 4582 Da Vinci Street
San Diego, CA 92130

Full name of third joint inventor, if any NONE
Inventor's signature _____
Date _____ Country of Citizenship _____
Residence _____
Post Office Address _____

10044737 121001

(check proper box(es) for any of the following added page(s)
that form a part of this declaration)

- ☐ **Signature** for fourth and subsequent joint inventors. Number of
pages added _____.

* * *

- ☐ **Signature** by administrator(trix), executor(trix) or legal
representative for deceased or incapacitated inventor.
Number of pages added _____.

* * *

- ☐ **Signature** for inventor who refuses to sign or cannot be reached by
person authorized under 37 CFR 1.47.
Number of pages added _____.

* * *

- ☐ Added page for **signature** by one joint inventor on behalf of
deceased inventor(s) where legal representative cannot be
appointed in time. (37 CFR 1.47)

* * *

- ☐ Added pages to combined declaration and power of attorney for
divisional, continuation, or continuation-in-part (C-I-P)
application.

☐ Number of pages added _____.

* * *

- ☐ Authorization of attorney(s) to accept and follow instructions
from representative.

If no further pages form a part of this Declaration then end this
Declaration with this page and check the following item

☒ This declaration ends with this page

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Applicants: DAVID HEDMAN and TROY SEARS

Serial No.: 09/321,915

Filed: May 28, 1999

Title: METHOD OF KILLING ORGANISMS AND REMOVAL OF TOXINS IN ENCLOSURES

REVOCATION/APPOINTMENT OF POWER OF ATTORNEY

As the inventors for the above-identified patent application, we hereby revoke all powers of attorney previously given and we hereby appoint the following:

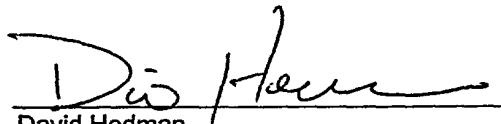
Brian M. Berliner, Registration No. 34,549;
Todd E. Fitzsimmons, Registration No. 44,683
Dennis R. Gallagher, Registration No. 42,563;
Jonathan A. Jaech, Registration No. 41,091;
Jimmy M. Shin, Registration No. 45,103;
Jeffrey P. Wall, Registration No. 38,357

as attorney(s) and/or agent(s) of to prosecute said application and to transact all business in the U.S. Patent and Trademark Office in connection therewith and before competent International Authorities.

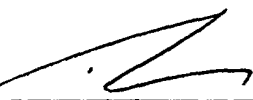
Please change the correspondence address and direct all future correspondence to:

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DATE: 11/29/00

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